

**REMARKS**

Applicant respectfully requests reconsideration of the present application.

**I. Disposition of the claims**

Claims 1-7 and 9-20 are pending and stand rejected.

**II. Election of Species with traverse**

In an election of species requirement dated May 2, 2007, the Examiner required under 35 U.S.C. § 121 an election of a species of a particular *perfluoroalkyl group-containing polyalkylsiloxysilicate*. Applicants provisionally elect to prosecute trifluoropropyl-modified trimethylsiloxysilicate, embraced by claims 1-7 and 9-20, as described at page 11, ll. 30-31 of the specification and the working examples starting at page 29. (If more structural details of *perfluoroalkyl group-containing polyalkylsiloxysilicate* are required, then the examiner is referred to Component C in Table 2 on page 29 of the specification as translated.) The election is made with traverse due to a lack of a serious burden and an application of the wrong standard for restriction.

In the previous amendment of February 2, 2007, claim 1 was amended to recite one or more kinds of oil-soluble silicon resins selected from the group consisting of *perfluoroalkyl group-containing polyalkylsiloxysilicate*, which was based on previously examined claim 8. In other words, the subject matter was already examined. Thus, no serious burden exists.

It is noted that this application entered the national stage under 35 U.S.C. § 371. As such, unity of invention standards apply. It is submitted that 37 C.F.R. §§ 1.475 and 1.499 applies and that the present claims are improperly restricted under this standard. Thus, the requirement should be withdrawn.

**Conclusion**

Favorable reconsideration of the application as amended is respectfully requested.

The Examiner is invited to contact the undersigned by telephone if it is felt that a telephone interview would advance the prosecution of the present application.


The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check or credit card payment form being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741. If any extensions of time are needed for timely acceptance of papers submitted herewith, Applicant hereby petitions for such extension under 37 C.F.R. § 1.136 and authorizes payment of any such extensions fees to Deposit Account No. 19-0741.

Respectfully submitted,

Date 06-04-2007

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